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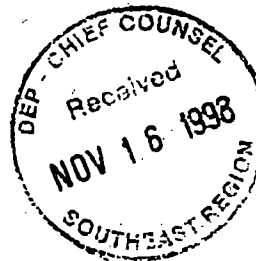
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AN
ENVIRONMENTAL
LAW PRACTICE



Bruce Beidler
ECP

DEP-RECEIVED
SOUTHEAST REGION
NOV 19 1998

November 13, 1998

Louise Thompson, Esquire
Chief Counsel
PA Department of Environmental Resources
Southeast Regional Office
Lee Park, Suite 6010
555 North Lane
Conshohocken, PA 19428

Re: Reuse of Decontaminated Concrete

Dear Louise:

This will confirm our conversation regarding the planned demolition of buildings and the proposed onsite reuse of decontaminated concrete as fill material. The facts we discussed regarding the project are set out below.

Our client is scheduled to demolish several buildings at its site and plans to sell the site for subsequent redevelopment. The building structures are impacted with polychlorinated biphenyls ("PCBs"). Our client has issued a contract for the decontamination of the building surfaces, prior to demolition, to a concentration of less than four parts per million PCBs. (The recently promulgated federal PCB requirement for the work being undertaken is 10 parts per million given the client's planned disposition of the demolition material and future use of the site.) The issue we discussed was the Department's position on the use of the decontaminated concrete as fill material on the site.

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11/13/98



Louise Thompson, Esquire
November 13, 1998
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Based on your discussions with other appropriate Department representatives both in Conshohocken and Harrisburg, the Department concluded that the planned decontamination and demolition work could proceed in compliance with applicable Pennsylvania law as long as the decontaminated concrete was reused as fill material on the site, and the concentration of PCBs in the surface layer of the concrete was less than four parts per million. You also indicated that the Department would expect that the decontaminated concrete would be used as fill promptly, that it would not be stockpiled onsite for any lengthy period of time and that it would not be placed in the waters of the Commonwealth.

Based on this determination and our client's desire to comply with all applicable requirements, our client will proceed with the decontamination and demolition project in a manner consistent with the Department's position. We appreciate your assistance in this matter.

Sincerely,



Marc E. Gold
For MANKO, GOLD & KATCHER, LLP

MEG/thr
Enclosure

6. "Remedial Investigation Report for the Transit America, Inc., Red Lion Road Facility; Document 1, Volume 1A - Appendix; Listing of SVOCs, TCLP VOCs, TCLP Metals and Metals", dated March 1998, prepared by Applied Environmental Management, Inc.
7. "Human Health Risk Assessment for the Transit America, Inc., Red Lion Road Facility; Document 2, Volume 1", dated March 1998, prepared by Environmental Standards, Inc.
8. "Wetlands Delineation and Ecological Risk Assessment Reports for the Transit America, Inc., Red Lion Road Facility; Document 2, Volume 2A and 2B", dated March 1998, prepared by Environmental Resources Management.
9. "Cleanup Plan for the Transit America, Inc., Red Lion Road Facility; Document 3", dated March 1998, prepared by Applied Environmental Management, Inc.

The aforementioned nine (9) reports were received on March 27, 1998. The reports were submitted to DEP by Transit America, Inc. The Remedial Investigations, Risk Assessments and Cleanup Plan are required submissions for a cleanup to the Site-Specific Standard, pursuant to Section 304 of Act 2.

The 194 acre property was formerly used in the manufacturing of military cargo planes and later for railroad passenger cars and automobiles. Upon completion of remedial activities at the property, an 18 hole public golf course along with associated facilities, such as a clubhouse, practice area and driving range will be developed. The golf course construction is targeted for completion in 2001.

The aforementioned reports have been reviewed by DEP and based upon the technical information contained in the documents, the Remedial Investigations, Risk Assessments and Cleanup Plan for soils and groundwater are hereby approved, in accordance with Act 2.

Upon completion of remedial activities noted in the Cleanup Plan, a Final Report must be submitted to DEP, demonstrating that work has been completed in accordance with the approved Cleanup Plan. The Final Report must also include documentation demonstrating attainment of Act 2 Standards for regulated substances identified in soil and groundwater. This would included deed notices as required by the Act.

May 7, 1998

Thank you for your cooperation in working with DEP in the remediation of this former industrial site. We would appreciate being notified prior to initiation of site work, so as to have the opportunity to monitor cleanup activities. If you need additional information, please contact the Environmental Cleanup Program.

Sincerely,



Bruce D. Beitler
Regional Manager
Environmental Cleanup

cc: Mr. Day-Lewis
Ms. Pantelidou
Mr. Reyda
Ms. Tremont
Mr. Trosini
Mr. Hess
Mr. Fidler
Ms. Thompson
Lower Moreland Township
Philadelphia Health Department
Philadelphia Department of Licenses and Inspections
Montgomery County Health Department
Mr. Cushing - Applied Environmental Management
Mr. Nowlan - O'Brien and Gere
Mr. Gold - Manko, Gold and Katcher
Mr. Gansner - Environmental Resources Management
Ms. Berke
Regional File
Re 30 (GJC98)118-8